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**From:** Kenney, James, ENV [James.Kenney@state.nm.us]  
**Sent:** 7/28/2022 4:39:09 PM  
**To:** Nance, Earthea [Nance.Earthea@epa.gov]; Wooden-Aguilar, Helena [Wooden-Aguilar.Helena@epa.gov]  
**CC:** Lucey, John [Lucey.John.D@epa.gov]; Baizel, Bruce, ENV [Bruce.Baizel@state.nm.us]  
**Subject:** Ozone Non-Attainment

Hi Earthea and Helena,  
I hope you are both well!

Yesterday, I had a great meeting with Joe Goffman/OAR, Cynthia Giles/OAR, John Lucey/OCIR and others, including David Garcia in Region 6 (by video). We discussed some air topics, including the ozone designation timeline for the Permian Basin (West Texas/Southeast New Mexico). Joe indicated that Region 6 was in the driver seat on this topic. I want to make sure you know that next month New Mexico will have the scientific analysis completed to determine if a petition under the CAA good neighbor provisions is warranted. If so, we will petition EPA to hold Texas accountable for their greater than 1 ppb ozone contribution to New Mexico's air quality. It may help EPA to receive the New Mexico petition prior to sending non-attainment letters to the Texas and New Mexico Governors as we may help document the breadth and impacts of the ozone problem. To this end, I'd like for us to check in on this topic during our monthly calls for the next few months. I am not looking for any details on the designation itself, just the general timelines.

Thank you –

Jim

Mobile: (b) (6)